

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
WEDNESDAY, DECEMBER 8, 1982

A regular adjourned meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, December 8, 1982 in the City Hall Council Chambers.

ROLL CALL Present: Council Members - Murphy, Olson, Pinkerton, Snider, and Reid (Mayor)

Absent: Council Members - None

Also Present: City Manager Graves, Assistant City Manager Glenn, Community Development Director Schroeder, Public Works Director Ronsko, City Attorney Stein, and City Clerk Reimche.

INVOCATION The invocation was given by Pastor E. D. Rodriguez, Acampo

PLEDGE The Pledge of Allegiance was led by Mayor Reid

PRESENTATIONS Mayor Reid apprised the City Council that a Proclamation had been prepared for retiring Sheriff-Coroner of San Joaquin County, Frank W. Harty, which will be presented by Chief of Police Marc Yates.

REPORTS OF THE CITY MANAGER

CONSENT CALENDAR

In accordance with report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Council Member Pinkerton, Murphy second, were approved by the Council.

cc:!(a) CLAIMS CLAIMS WERE APPROVED IN THE AMOUNT OF \$1,602,360.93.

MINUTES THE MINUTES OF OCTOBER 27, 1982 AND NOVEMBER 3, 1982 WERE APPROVED AS WRITTEN.

SPECIFICATIONS
APPROVED FOR
60 kv METERING
UNITS

COUNCIL APPROVED THE SPECIFICATIONS FOR SINGLE-PHASE, OUTDOOR, 60 kv METERING UNITS FOR THE UTILITY DEPARTMENT AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

ITEM REMOVED
FROM THE CONSENT
CALENDAR

As requested by Council Member Pinkerton, Council tacitly concurred to remove item e l D - "Award - Bid for Purchase of Industrial Lift Truck from the consent calendar.

AWARD - BID FOR
PURCHASE OF
STANDBY
GENERATOR SET

CITY MANAGER GRAVES APPRISED THE COUNCIL THAT THE FOLLOWING BIDS HAD BEEN RECEIVED FOR A STANDBY GENERATOR

Continued December 8, 1982

FOR THE UTILITY DEPARTMENT:

<u>SUPPLIER</u>	<u>BID PRICE W/TAX</u>
King - Knight, Co.	\$9,063.00
Cal - West Electric, Inc.	\$9,944.92

On recommendation of the City Manager, Council adopted the following Resolution:

RES.NO.82-133

RESOLUTION NO. 82-133

RESOLUTION AWARDING THE BID FOR A 15 kw STANDBY GENERATOR TO THE LOWEST BIDDER, KING-KNIGHT COMPANY, IN THE AMOUNT OF \$9,063.00.

AWARD - BID
FOR PURCHASE OF
MID-SIZE PICK
UP TRUCK

City Manager Graves apprised the Council that only one bid had been received for one mid-size pickup truck for use by the Utility Department - Sanborn Chevrolet - \$9,050.71.

On recommendation of the City Manager, Council adopted the following Resolution:

RES.NO.82-134

RESOLUTION NO. 82-134

RESOLUTION AWARDING THE BID FOR ONE MID-SIZE PICKUP TRUCK FOR USE BY THE UTILITY DEPARTMENT ENGINEERING STAFF TO SANBORN CHEVROLET OF LODI IN THE AMOUNT OF \$9,050.71.

AWARD - BID FOR
PURCHASE OF
WATTHOUR
METERS

City Manager Graves Apprised the Council that the following bids had been received for the purchase of 192 watthour meters to be used to meter electric energy usage at residential living units in the Stonetree and Pheasant Run Condominium projects.

<u>SUPPLIER</u>	<u>PRICE W/TAX</u>	<u>DELIVERY</u>
Maydwell & Hartzell	\$ 13,391.62	5 weeks
Westinghouse Electric	\$ 13,692.83	7-8 weeks
Ace Supply Co.	\$ 13,766.09	8-10 weeks
G. E. Supply Co.	\$ 13,900.42	6 weeks

On recommendation of the City Manager, Council adopted the following Resolution:

RES.NO. 82-135

RESOLUTION NO. 82-135

RESOLUTION AWARDING THE BID FOR 192 WATTHOUR METERS TO THE LOW BIDDER, MAYDWELL AND HARTZELL, INC., IN THE AMOUNT OF \$13,391.62.

AWARD - BID
FOR PURCHASE
OF 15 KV XLP
CABLE

City Manager Graves presented the following bids which

Continued December 8, 1982

had been received for 16,000 feet 15-kv XLP aluminum cable:

<u>SUPPLIER</u>	<u>PRICE W/TAX</u>	<u>DELIVERY</u>
The Okonite Co.	\$14,568.64	10 weeks
G. E. Supply	\$14,772.16	6-8 weeks

On recommendation of the City Manager, Council adopted the following Resolution:

RES.NO.82-136

RESOLUTION NO. 82-136

RESOLUTION AWARDING THE BID FOR 16,000 FEET 15-kv XLP ALUMINUM CABLE TO THE LOW BIDDER, THE OKONITE COMPANY, IN THE AMOUNT OF \$14,568.64.

10-27
10-28
10-29
00-30
AWARD - BID
FOR PURCHASE
OF THREE-PHASE
PADMOUNT
TRANSFORMERS

City Manager Graves presented the following bids which had been received for Nine Padmount, Three-Phase Transformers to serve Stonetree Condominiums, Pheasant Run Condominiums, Well #20, Cluff Avenue Lift Station and to replenish the departments stock (2 units):

	<u>SUPPLIER</u>	<u>LIFE-CYCLE COST</u>	<u>EST. DELIVERY</u>
75 kva	RTE Corp.	\$ 4,777.21	15 weeks
	Square D Co.	\$ 5,217.30	14-16 weeks
	G. E. Supply	\$ 5,269.67	12-14 weeks
112½ KVA	RTE Corp.	\$11,374.80	15 weeks
	Square D Co.	\$11,763.68	14-16 weeks
	G. E. Supply	\$12,173.32	12-14 weeks
150 KVA 120 volt	RTE Corp.	\$25,642.44	15 weeks
	Square D Co.	\$27,752.72	14-16 weeks
	G. E. Supply	\$27,799.16	12-14 weeks
150 KVA 277 volt	RTE Corp.	\$ 6,456.76	15 weeks
	G. E. Supply	\$ 6,939.96	12-14 weeks
	Square D Co.	\$ 7,317.77	14-16 weeks
300 KVA	RTE Corp.	\$ 9,637.46	15 weeks
	G. E. Supply	\$10,391.88	12-14 weeks
	Square D Co.	\$11,508.98	14-16 weeks

On recommendation of the City Manager, Council adopted the following Resolution:

RES.NO.82-137

RESOLUTION NO. 82-137

RESOLUTION AWARDING THE BID FOR NINE PADMOUNT THREE PHASE TRANSFORMERS TO THE LOW BIDDER, RTE CORPORATION IN THE AMOUNT \$35,069.04.

10-27
10-28
10-29
00-30
AWARD - TRACTOR
LOADER

City Manager Graves presented the following bids which

Continued December 8, 1982

had been received for a Tractor Loader:

<u>BIDDER</u>	<u>AMOUNT OF BID</u>
Massey-Ferguson	\$23,000.00
Stockton Ford	\$17,000.00
Reed Equipment*	\$16,867.00
Case Power & Equipment	\$16,465.00

*Bid did not meet specifications

On recommendation of the City Manager, Council adopted the following Resolution:

RES.NO.82-138

RESOLUTION NO. 82-138

RESOLUTION AWARDDING THE BID FOR A TRACTOR LOADER TO CASE POWER AND EQUIPMENT IN THE AMOUNT OF \$16,465.00.

AGREEMENT FOR
STOCKTON STREET,
KETTLEMAN-LODI
(PROGRAM
SUPPLEMENT NO. 18
WITH CAL TRANS)
APPROVED

City Manager Graves presented for Council approval Program Supplement No. 18 to Local Agency State Agreement No. 10-5154 advising that it covers the preliminary engineering and right-of-way on the Stockton Street, Kettleman Lane to Lodi Avenue project. The estimate for this portion of the project is \$214,000.00. The Federal contribution (Federal Aid Urban funds) will be \$184,488.00. The City's responsibility is \$29,512 which has been budgeted out of City TDA funds.

RES.NO.82-139

COUNCIL ADOPTED RESOLUTION NO. 82-139 APPROVING PROGRAM SUPPLEMENT NO. 18 TO THE LOCAL AGENCY STATE AGREEMENT NO. 10-5154 (AGREEMENT FOR STOCKTON STREET, KETTLEMAN - LODI) AND AUTHORIZED THE CITY MANAGER AND CITY CLERK TO EXECUTE THE SUPPLEMENT ON BEHALF OF THE CITY.

CENTRAL CALIF.
TRACTION CO.
AGREEMENT FOR
CLUFF AVE.
STORM DRAIN
APPROVED

Council was apprised that in the design of the EDA project, it became necessary to install a storm drain under the Central California Traction Company tracks at Cluff and Lodi Avenue. The agreement calls for standard construction procedures similar to other agreements the City has had with the various railroads.

COUNCIL APPROVED AN AGREEMENT WITH CENTRAL CALIFORNIA TRACTION COMPANY TO INSTALL A STORM DRAIN UNDER THE CCT TRACKS AT CLUFF AND LODI AVENUE AND AUTHORIZED THE CITY MANAGER AND CITY CLERK TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY.

ITEM REMOVED
FROM AGENDA

With the tacit concurrence of the Council, agenda item e 1 M - "Approve Limited Parking Changes, Various Schools, was removed from the agenda.

Continued December 8, 1982

Council was apprised that Homer Beldt, owner of Casa de Lodi, has requested no parking zones on the south side of Turner Road from the Casa de Lodi driveway to 200 feet east and between the driveway and Beckman Road to the west. The zones would provide sight distance for motorists exiting the mobile home park onto Turner Road.

The proposed No Parking Zones will provide residents of Casa de Lodi with essentially the same sight distance afforded any other motorist driving a typical City of Lodi residential street. Because of the number of motorists using the driveway, curve of the street and the existing speed zone of 45 mph, it is recommended that parking be restricted on both sides of the driveway.

11492
11492
RES. PROHIBITING
PARKING - TURNER
RD. DRIVEWAY AT
CASA DE LODI

RES. NO. 82-140 COUNCIL ADOPTED RESOLUTION NO. 82-140 PROHIBITING PARKING ON BOTH SIDES OF THE TURNER ROAD DRIVEWAY OF CASA DE LODI.

City Manager Graves presented the following bids which had been received for one 3,000 lb. capacity Industrial Lift Truck to be utilized within the Utility Warehouse.

<u>SUPPLIER</u>	<u>PRICE W/TAX</u>
Watts Equipment Co.	\$12,252.01
J. M. Lift Trucks, Inc.	\$12,716.82
Lodi Fork Lift Service	\$13,166.68
Lift Truck Service Corp.	\$13,246.82
J. M. Lift Trucks, Inc.	\$15,635.00
Holt Bros.	\$16,117.18

11492
11492
AWARD - BID FOR
THE PURCHASE OF
AN INDUSTRIAL
LIFT TRUCK

RES. NO. 82-132 Council Member Pinkerton asked to go on record as objecting to the low bid as the bid is on a foreign made lift truck. Council discussion followed. Council, on motion of Council Member Snider, Murphy second, adopted Resolution No. 82-132 awarding the bid for the purchase of one 3,000 lb. capacity Industrial Lift Truck to the low bidder, Watts Equipment Company in the amount of \$12,252.01. The motion was carried by the following vote:

Ayes: Council Members - Olson, Snider, and Reid
Noes: Council Members - Murphy and Pinkerton
Absent: None

Continued December 8, 1982

PUBLIC HEARINGS

There were no Public Hearings scheduled for this meeting.

PLANNING
COMMISSION

City Manager Graves gave the following report of the Planning Commission meeting of November 22, 1982:

The Planning Commission -

1. Conditionally approved the request of Ron Slate on behalf of 312 Investment Company for a Tentative Parcel Map to create Parcels A, B and C from Lot 3, Maxwell Industrial Park, and the Maggio property at 1935 South Stockton Street in an area zoned M-2, Heavy Industrial.
2. Conditionally approved the request of Lucky Stores, Inc. for a Tentative Subdivision Map to divide the old Albertson's/Pay 'n Save (i.e. Euclid Shopping Center) into 8 parcels, located at the south-east corner of West Kettleman Lane and South Hutchins Street in an area zoned C-S, Commercial Shopping.
3. Approved an 18-month extension of the Use Permit of Guarantee Savings and Loan to establish a branch office at 1300 West Kettleman Lane in an area zoned P-D(15), Planned Development District No. 15.
4. Approved an 18 month extension of the Use Permit granted to Rev. Oscar Gross for an addition to the River Garden Retirement Home located at 311 West Turner Road in an area zoned R-GA, Garden Apartment Residential.
5. At the request of the applicant, took no action to extend the Use Permit for a temporary portable office building on the Holz Rubber Company property at 1129 South Sacramento Street in an area zoned M-2, Heavy Industrial.
6. Recommended that the San Joaquin County Board of Zoning Adjustment deny the request of Frank Lucchesi for a Use Permit to operate an agriculturally-related trucking operation on the east side of State Route 99 Frontage Road (i.e. 18566 North Highway 99).
7. Recommended that the San Joaquin Planning Commission approve the request of JSG Trucking to rezone property from GA -20, General Agriculture to M-1/L, Limited Manufacturing in the southwest quadrant of the Woodbridge Road, State Route 99 interchange (i.e. 19400 North Highway 99).

ITEMS OF
INTEREST

COMMUNICATIONS

CITY CLERK

City Clerk Reimche presented the following claims which had been filed against the City of Lodi:

- | | |
|----------------------|-------------|
| a) Christian Korough | DOL 4/23/82 |
| b) Hertz Corporation | DOL 2/23/81 |
| c) C. Kelly Olson | DOL 8/19/82 |

Continued December 8, 1982

- d) Mitchell Fletcher DOL 7/4/82
 e) Various Fire Losses at "Old" Tokay High School
 5/15/82.

1. Lois Landreth
2. Robert McCloy
3. Persephone Capis
4. Dennis Kempf
5. Richard D. Hoff
6. Henrietta Hoff
7. Elmer Dias (previously denied 8/18/82)
8. Mark Newfield
9. Donald Mattes

CLAIMS

On motion of Council Member Pinkerton, Murphy second, Council denied the heretofore listed Claims and referred them to R. L. Kautz and Co., the City's Contract Administrator.

PUC APPLICATIONS

City Clerk presented information which had been received on Order granting rehearing for the purposes of further consideration re PG&E Docket No. ER80-214-002.

The City Clerk presented a letter which had been received from PG&E Co. giving notice that on November 19, 1982, it filed an amendment to Application No. 82-09-17 pertaining to its Conservation Financing Adjustment. The Amendment asks for a smaller increase in gas rates than the original filing and for a decrease rather than an increase in electric rates.

LETTER REC'D FROM CONGRESSMAN SHUMWAY RE DAVIS-BACON ACT

City Clerk Reimche presented a letter which had been received from Congressman Norman D. Shumway acknowledging support for legislative efforts to repeal the Davis-Bacon Act.

REPORT FROM S.J. LOCAL HEALTH DISTRICT RE INSPECTION OF LODI JAIL

City Clerk Reimche presented a letter which had been received from the San Joaquin Local Health District regarding the inspection of the jail maintained by the City of Lodi.

Continued December 8, 1982

APPEAL REC'D
FROM MS. VIOLA
FAHRNER RE
REMOVAL OF
CERTAIN PARK-
WAY TREES

The City Clerk presented a letter which had been received from Ms. Viola Fahrner appealing the earlier decision by the Lodi City Council denying her request for removal of certain trees located in the parkway fronting her property.

On motion of Mayor Pro Tempore Murphy, Reid second, Council denied the appeal of Ms. Fahrner.

ABC LICENSE

City Clerk Reimche presented the following application for Alcoholic Beverage License which had been received:

Pay Less Market and Liquors
Alburati, Lutfi Ahmed
101 N. Sacramento Street
Lodi, CA 95240
Off Sale General

WOODBIDGE
CIRCULATION
PLAN SET FOR
PUBLIC
HEARING

On motion of Council Member Pinkerton, Murphy second, Council set for Public Hearing at 8:00 p.m., January 19, 1983, consideration of the Woodbridge Circulation Plan (Amendment to the Circulation Element).

RESOLUTION
REC'D FROM
CITY OF
BANNING

City Clerk Reimche presented a resolution which had been received from the City of Banning urging the State Legislature to make local revenue deficiencies the highest priority in the next session of the State Legislature.

LETTER OF
APPRECIATION
REC'D FROM
LODI SENIOR
CITIZENS
CLUB

City Clerk Reimche presented a letter which had been received from the Lodi Senior Citizens Club thanking the Lodi City Council for its consideration for providing free parking spaces for their club to the rear of their club building.

City Manager Graves presented the following telegraph which had been received from Don Benninghoven, Executive Director of the League of California Cities:

"CONGRESS MOVING RAPIDLY TO APPROVE 5 CENTS INCREASE IN FEDERAL GAS TAX IN LAME DUCK SESSION.
IMPORTANT ISSUES:

1. POINT OF ORIGIN: CALIFORNIA AND OTHER STATES ARE "DONOR STATES," AND PAY MORE IN GAS TAXES THAN THEY RECEIVE. LEAGUE POSITION: INCREASE GAS TAX REVENUES RETURNED TO CALIFORNIA TO 85% OF AMOUNT COLLECTED IN CALIFORNIA.

Continued December 8, 1982

2. STATE MATCH: AN INCREASE IN FEDERAL TAX WILL REQUIRE MORE STATE FUNDS TO MATCH FEDERAL DOLLARS. LEAGUE POSITION: ELIMINATE STATE MATCH REQUIREMENT TEMPORARILY TO AVOID DIVERTING STATE MONIES FROM CURRENT PROJECTS.

3. PROGRAM FLEXIBILITY: REVENUE INCREASES WILL GO THROUGH TRADITIONAL PROGRAM CATEGORIES. LEAGUE POSITION: ELIMINATE OR EASE PROGRAM REQUIREMENTS TO PERMIT LOCAL GOVERNMENTS TO QUICKLY EXPEND FUNDS ON PROJECTS.

4. FAU/FAS PROGRAM: THE ADMINISTRATION PLANS TO SIGNIFICANTLY REDUCE OR PHASE OUT THESE LOCAL GOVERNMENT PROGRAMS. LEAGUE POSITION: USE NEW REVENUES TO MAINTAIN FAU AND FAS PROGRAMS AT LEAST AT CURRENT LEVELS.

CONTACT YOUR CONGRESSMEN AND SENATORS IMMEDIATELY URGING AN EQUITABLE HOLE FOR LOCAL GOVERNMENT."

PROPOSAL TO
APPROVE 5 CENTS
INCREASE IN
FEDERAL GAS
TAX DISCUSSED

Council took no formal action on the matter following a lengthy discussion.

COMMENTS BY
CITY COUNCIL
MEMBERS

Council Member Pinkerton apprised the Council that UDID (United Downtown Improvement District) discussions have presently reached the point where it is imperative to have the expertise of a qualified bonding attorney and other consultants to provide important information required in the formation of the proposed downtown.

It is therefore requested that the Lodi City Council appropriate an amount not to exceed \$1,000.00 for legal fees and consultant fees as needed in the formation of the proposed downtown improvement district.

Following an inquiry, Council was assured by Council Member Pinkerton that this amount would become a cost of the district and would be so assessed.

FUNDS APPROPRIATED
FOR UDID

Following discussion, on motion of Mayor Pro Tempore Murphy, Olson second, the Council appropriated an amount not to exceed \$1,000.00 from the Hotel-Motel Beautification fund for legal fees for a bonding attorney and consulting fees as needed in the formation of the proposed downtown improvement district.

PRESENTATION
RE LODI CABLE
T.V. ADULT
ENTERTAINMENT
CHANNELS

A presentation was made by Brenton Bleier under "Comments by the Public on non-agenda items", whereby Mr. Bleier asked the Council to adopt a Resolution relating to the provision of so-called adult entertainment channels by

Continued December 8, 1982

the Lodi Cable Television and an Ordinance prohibiting showing of sexually explicit cablecast programming to minors without parental presence or permission. Council continued consideration of the matter for additional information until the first meeting in January.

REGULAR CALENDAR

REPORTS OF THE CITY MANAGER

REPORT BY
STAFF RE
INQUIRY BY
DR. CARLTON

Community Development Director Schroeder presented, for the perusal of the Council, information pertaining to the Rosa Variance (A-81-7), 305 West Lockeford Street, Lodi, which had previously been requested following an inquiry by Dr. Thomas Carlton. Dr. Carlton was not present although he was apprised by the City Clerk that the matter was on the agenda for this meeting.

No formal action was taken by the Council on the matter.

CONSIDERATION OF APPROVAL OF CONTRACTS FOR BILLBOARDS AT ENTRANCES TO CITY CONT'D

Following discussion, Council, on motion of Mayor Pro Tempore Murphy, Reid second, continued agenda item k-2 "Approve contracts for billboards at entrances to City" until the first meeting in January requesting additional information.

ITEM REMOVED FROM THE AGENDA

With the tacit concurrence of the Council, agenda item k-3 - "Approve consultant to analyze Utility Department Computer Requirements" was removed from the agenda.

ORDINANCES

Ordinance No. 1278 - An Ordinance adopting numerous amendments to the Specific Plan of Lower Sacramento Road between Kettleman Lane and Lodi Avenue having been introduced at a regular adjourned meeting of the Council held November 17, 1982 was brought up for passage on motion of Council Member Pinkerton, Olson second. Second reading was omitted after reading by title, and the Ordinance was then adopted and ordered to print by the following vote:

ORDINANCE
ADOPTING
NUMEROUS
AMENDMENTS
TO THE SPECIFIC
PLAN OF LWR
SACRAMENTO
ROAD BETWEEN
KETTLEMAN AND
LODI AVENUE

Ayes: Council Members - Murphy, Olson, Pinkerton, Snider, and Reid (Mayor)

Noes: Council Members - None

Absent: Council Members - None

ORD.NO.1278
ADOPTED

Continued December 8, 1982

ORDINANCE AUTHORIZING
QUALIFIED
ORGANIZATIONS TO
CONDUCT BINGO
GAMES WITHIN THE
CITY OF LODI

Ordinance No. 1279 - An Ordinance of the City of Lodi authorizing qualified organizations to conduct Bingo Games within the City of Lodi, having been introduced at a regular adjourned meeting of the Council held November 17, 1982 was brought up for passage on motion of Council Member Pinkerton, Murphy second. Second reading was omitted after reading by title, and the Ordinance was then adopted and ordered to print by the following vote:

ORD.NO.1279 Ayes: Council Member - Snider, Olson, Pinkerton,
ADOPTED Murphy, and Reid (Mayor)

Noes: Council Member - None

Absent: Council Member - None

ADOPTION OF
ORD.NO.1280
CONTINUED TO
NEXT MEETING

Council continued to the meeting of December 15, 1982, adoption of Ordinance No. 1280 - An Ordinance establishing the Friday after Thanksgiving as a parking holiday in downtown Lodi to allow Staff to submit minor modifications in the drafting of the proposed Ordinance.

RECEPTION HELD
HONORING CITY
MANAGER GLAVES

City Manager Glaves was given an invitation to read by Mayor Reid, which invitation invited the City Manager to attend a reception being held in his honor.

ADJOURNMENT

There being no further business to come before the Council, Mayor Reid adjourned the meeting at approximately 9:00 p.m.

Attest:

Alice M. Reimche
Alice M. Reimche
City Clerk